

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 23, 1970  
9:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor LaRue presiding.

Roll Call:

Present: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Absent: None

Invocation was delivered by REVEREND KEITH FOX, Hope Lutheran Church.

SHRINE AT AIRPORT

Councilman Gage moved that the Council authorize the Northeast Austin Exchange Club to install a Shrine in the Airport Terminal Building, subject to approval of the City Manager and to locating space in the Airport. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

ANIMAL SHELTER

Councilman Price moved that the Council confirm 11:00 A.M., April 30, 1970, as the time for a group from the Humane Society to appear before the Council to discuss the Animal Shelter. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

SOLICITATION

The appeal by BARBARA ANNE KAZEN, Attorney for Community United Front, regarding Solicitation Permit, was postponed until April 30, giving Miss Kazen an opportunity to be present.

## ANNEXATION ORDINANCES

Mayor LaRue brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 0.18 OF ONE ACRE OF LAND, SAME BEING OUT OF AND A PART OF THE WILLIAM CANNON LEAGUE IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the third time and Councilman Janes moved that the ordinance be finally passed. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue

Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 114.62 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE SANTIAGO DEL VALLE GRANT IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the first time and Councilman Price moved that the rule be suspended and the ordinance be passed to its second reading. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue

Noes: None

The ordinance was read the second time and Councilman Price moved that the ordinance be passed to its third reading. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue

Noes: None

## STREET VACATION

Mayor LaRue introduced the following ordinance:

AN ORDINANCE VACATING AND PERPETUALLY CLOSING FOR PUBLIC USE THAT CERTAIN PORTION OF VINSON DRIVE IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; RETAINING AN EASEMENT IN THE CITY FOR WASTE WATER PURPOSES; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Gage moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The ordinance was read the second time and Councilman Gage moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The ordinance was read the third time and Councilman Gage moved that the ordinance be finally passed. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the ordinance had been finally passed.

## HOUSE MOVING ORDINANCE

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AMENDING SECTION 31-9(a) OF CHAPTER 31 OF THE AUSTIN CITY CODE OF 1967, BY MAKING A CERTAIN DELETION AND INSERTION CONCERNING THE MOVING OF BUILDINGS WITHOUT A PERMIT; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Johnson moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The ordinance was read the second time and Councilman Johnson moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The ordinance was read the third time and Councilman Johnson moved that the ordinance be finally passed. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the ordinance had been finally passed.

#### REFUND CONTRACT

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE DEPUTY CITY MANAGER  
TO ENTER INTO A CERTAIN REFUND CONTRACT WITH  
RANDY DEVELOPMENT COMPANY; AND DECLARING AN EMER-  
GENCY.

The ordinance was read the first time and Councilman Price moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The ordinance was read the second time and Councilman Price moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The ordinance was read the third time and Councilman Price moved that the ordinance be finally passed. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the ordinance had been finally passed.

In regard to RANDY DEVELOPMENT COMPANY'S request for utility refund contract in Perkins Park, Section 3, MRS. GRACE SCHMIDT, President, League of Women's Voters, inquired about a new policy concerning refund contracts, noting a reduction in cash refunds, and asking that the same reduction policy be followed on the refund contracts. Mayor LaRue reported the Council has been concerned about the refund contract policy and had asked the City Manager to come in with a solution.

#### PARADE ORDINANCE

The Council reviewed a re-draft of a proposed parade ordinance, and discussed the various sections making inquiries, and offering suggestions. The discussion was opened to interested parties. MR. CHARLES HOWE, American Civil Liberties Union; MR. DON ALFORD; MR. CHARLES CAIRNS; MR. DAVID PRINCE, Socialist Workers Party; MR. CAMERON CUNNINGHAM, attorney representing the Chuckwagon Defence Committee, the SNIC Breakfast Program, the Rag, Committee for GI Rights, Austin Welfare Rights Organization, the People's Committee to save Waller Creek, Lucha, the Economy Furniture strikers, and the Student Mobilization Committee; MR. DANNY DAVIS, law student at the University, each speaking in opposition generally to the requirement of liability and charges to be paid for police supervision, and on the constitutionality of the Ordinance. MR. JAMES DAMON spoke out of order.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 31 OF THE AUSTIN CITY CODE OF 1967 BY AMENDING SECTION 31-12 THEREOF; REGULATING PARADES; PROVIDING FOR PROHIBITING TIME OF PARADES; PROVIDING ROUTE OF PARADES; PROVIDING A RESIDENCY REQUIREMENT; AUTHORIZING THE CITY COUNCIL TO RECEIVE APPLICATIONS AND GRANT PERMITS; PROVIDING STANDARDS FOR ISSUANCE THEREOF; PROVIDING FOR A CASH DEPOSIT; PROVIDING FOR NOTICE OF REJECTION; PRESCRIBING DUTIES OF PERMITTEES; MAKING IT UNLAWFUL TO CONDUCT A PARADE WITHOUT PERMIT AND REQUIRING COMPLIANCE WITH PERMIT CONDITIONS AND APPLICABLE LAWS AND ORDINANCES; PROVIDING FOR SEVERABILITY; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

The ordinance was read the first time, and Councilman MacCorkle moved that the ordinance be passed to its second reading. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: Councilmen Gage, Janes

(The Council to decide when the Ordinance is to be brought up for its second reading)

#### ZONING ORDINANCES

Mayor LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF

1967 AS FOLLOWS:

LOT 1, BERKMAN DRIVE ADDITION, SECTION 2, LOCALLY KNOWN AS 1700-1706 PATTON LANE; 6601-6611 BERKMAN DRIVE, FROM "O" OFFICE SECOND HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS.

The ordinance was read the first time and Councilman Price moved that the ordinance be passed to its second reading. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Atkison, Johnson, Price, Mayor LaRue  
Noes: Councilmen Gage, MacCorkle  
Present but not voting: Councilman Janes

Mayor LaRue brought up the following ordinance for its second reading:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:  
LOTS 23 AND 24, LYNNDALE SUBDIVISION, SECTION 2, LOCALLY KNOWN AS 1201-1203 WEST 49 1/2 STREET; 4902-4904 GROVER AVENUE, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS.

The ordinance was read the second time and Councilman Gage moved that the ordinance be passed to its third reading. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Price, Mayor LaRue  
Noes: Councilmen Johnson, MacCorkle  
Present but not voting: Councilman Janes

#### ZONING WITHDRAWN

Councilman Gage moved that the Council grant WALTER CARRINGTON'S request to withdraw the zoning application set for hearing on May 7, 1970, at 4917-5219 South 1st Street, with the stipulation he does not re-apply within six months. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None

#### EASEMENT RELEASED

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain easement was granted to the City of Austin for public utility purposes in, upon and across a part of Lot 11, Block G, Quail Creek, Section Two, a subdivision in the City of Austin, Travis County, Texas, according to a map or plat of said Quail Creek, Section Two of record in Book 40 at Page 47 of the Plat Records of Travis County, Texas; and,

WHEREAS, the owners of the above described property have requested the City Council of the City of Austin to release the hereinafter described portion of said easement; and,

WHEREAS, the City Council has determined that the hereinafter described portion of said easement is not now needed and will not be required in the future; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the Deputy City Manager of the City of Austin be, and he is hereby authorized to execute a release of the following described portion of said public utility easement, to-wit:

A strip of land one and one-half (1.50) feet in width, same being out of and a part of Lot 11, Block G, Quail Creek, Section Two, a subdivision in the City of Austin, Travis County, Texas, according to a map or plat of said Quail Creek, Section Two of record in Book 40 at Page 47 of the Plat Records of Travis County, Texas; which strip of land one and one-half (1.50) feet in width is more particularly described as follows:

BEING all the north 1.50 feet of the south 7.50 feet of said Lot 11, Block G, Quail Creek, Section Two.

The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

#### CONTRACT

The City Manager submitted the following:

" MESA DRIVE - WATER SYSTEM. Sealed bids were received until 11:00 a.m., Wednesday, April 9, 1970, at the office of the Design Engineer, Webberville Service Building for the installation of approximately 1,566 linear feet of 30-inch C.S.C. Pipe, 4,862 feet of 42-inch concrete lined cylinder pipe, 66 feet of 16-inch C.S.C. pipe, 140 feet of 12-inch C. I. pipe, 110 feet of 8-inch C.I. pipe and 90 feet of 6-inch C.I. pipe in the Mesa Drive. The bids were publicly opened and read in the Webberville Service Building Auditorium. The purpose of this project is to expand the Northwest Booster System and provide for adequate service for a rapidly developing area. This phase of construction was coordinated with the Consulting Engineer and Developer for the subdivision involved.

The following is a tabulation of bids:

<u>FIRM</u>	<u>AMOUNT</u>	<u>WORKING DAYS</u>
John Yantis Company	\$338,854.00	200
Bland Construction Company	369,715.70	200
United Contracting Company	378,651.90	180
Austin Engineering Company	387,413.60	180
City of Austin (estimate)	328,918.00	200

It is recommended that this contract be awarded to the John Yantis Company on their low bid of \$338,854.00 with 200 working days.

sgd/ Victor R. Schmidt, Jr.  
Director - Water & Wastewater Dept."

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 9, 1970, for the installation of approximately 1,566 linear feet of 30-inch C.S.C. Pipe, 4862 feet of 42-inch concrete lined cylinder pipe, 66 feet of 16-inch C.S.C. pipe, 140 feet of 12-inch C.I. pipe, 110 feet of 8-inch C.I. pipe and 90 feet of 6-inch C.I. pipe in the Mesa Drive for the expansion of the Northwest Booster System and to provide for adequate service for a rapidly developing area; and,

WHEREAS, the bid of John Yantis Company in the sum of \$338,854.00 was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Director of Water and Waste Water Department of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of John Yantis Company in the sum of \$338,854.00 be and the same is hereby accepted and that L. H. Andrews, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City with John Yantis Company.

The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

SALE OF HOUSES

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 13, 1970 for the sale of two (2) City-owned houses to be moved or demolished; and,

WHEREAS, the bid of August Heyer in the sum of \$10.00 for the house located at 711 Nile, and the bid of Cullen & Cox in the sum of \$20.00 for the house located at 3100 Hargrave, were the highest and best bids therefor, and the acceptance of such bids has been recommended by the Purchasing Agent of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bids of August Heyer and Cullen & Cox be and the same are hereby accepted, and that Lynn H. Andrews, City Manager of the City of Austin, be and he is hereby authorized to execute contracts on behalf of the City with said named parties.

The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 13, 1970 for the sale of improvement, including fifteen (15) City-owned houses to be removed from the premises by demolition or removal; and,

WHEREAS, Cullen & Fox has bid in the sum of \$244.00 to remove the house located at 2740 Webberville, in the sum of \$244.00 to remove the house located at 2301 Rosewood, in the sum of \$271.00 to remove the house located at 2320 Rosewood, in the sum of \$263.00 to remove the house located at 2307 Waldine, in the sum of \$253.00 to remove the house located at 1000 Wayne, and in the sum of \$254.00 to remove the house located at 1142 Nile; Southwest Demolishing Co. has bid in the sum of \$222.00 to remove the house located at 2802 Walter and in the sum of \$222.00 to remove the house located at 2808 Walter; August Heyer has bid in the sum of \$150.00 to remove the house located at 704 Nile, in the sum of \$65.00 to remove the house located at 2902 Conway (Rear), in the sum of \$35.00 to remove the house located at 2703 East 11th, in the sum of \$35.00 to remove the house located at 2705 East 11th, and in the sum of \$35.00 to remove the house located at 2705 East 11th; Virgil Lynch has bid in the sum of \$250.00 to remove the house located at 905 Nile; and Jesse M. Torres has bid in the sum of \$124.00 to remove the house located at 2709 Nile; such sums being the lowest and best bids therefor, and the acceptance of such bids has been recommended by the Purchasing Agent of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the above enumerated bids of Cullen & Fox, Southwest Demolishing Co., August Heyer, Virgil Lynch and Jesse M. Torres, be and the same are hereby accepted, and that Lynn H. Andrews, City Manager of the City of Austin, be and he is hereby authorized to execute contracts for the payment of said sums, on behalf of the City, with the said named parties.

The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
 Noes: Councilman Gage

## BIDS REJECTED

Councilman Price moved that the Council reject the bids for TWO RELAY PANELS, and authorize rebidding. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
 Noes: None

ACQUISITION OF PROPERTY FOR MO-PAC RIGHT OF WAY  
 Missouri Pacific Boulevard

Councilman Johnson moved that the Council authorize the acquisition of the following property for Mo-Pac Right of Way:

612 Theresa Avenue	-	Average of appraisals
2007 Lake Austin Boulevard	-	Average of appraisals
604 Theresa Avenue	-	Average of appraisals
2100 Lake Austin Boulevard	-	Average of appraisals
904 Essex	-	Average of appraisals

The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
 Noes: None

Councilman Johnson moved that the Council authorize the acquisition of 2109 Lake Austin Boulevard, at the average of appraisals, owner to retain improvements, for the Mo-Pac Right of Way. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Atkison, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
 Noes: Councilman Gage

## CONTINUED HEARING ON ANNEXATION IN BARTON CREEK AREA

At 10:00 A.M. Mayor LaRue opened the continued hearing on the annexation of 40.38 acres out of the Henry P. Hill League. (Requested by owner's representative)

It was pointed out there was over-lapping jurisdiction in annexation, but that Rollingwood had agreed. Mr. Tom Bradfield asked that the Council and administration intercede for the individuals in these extra territorial jurisdiction matters.

Councilman Gage moved that the hearing be closed and the administration be directed to institute annexation proceedings on 40.38 acres of land out of the Henry P. Hill League. The motion, seconded by Councilman Johnson, carried

by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

PUBLIC HEARING ON ANNEXATION

Pursuant to published notice thereof, Mayor LaRue opened the hearing, at 10:00 A.M., to consider the annexation of certain properties. Councilman Price moved that the hearing be closed and that the Council direct the administration to institute annexation proceedings to annex the following:

21.986 acres of land out of the T. J. Chambers Grant - proposed Northwest Hills Cat Mountain Section.

0.05 of one acre out of the T. J. Chambers Grant - unplatted land.

13.04 acres of unplatted land out of the William Barton Labor - proposed Barton Terrace Section 7.

The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

ZONING HEARINGS

Mayor LaRue opened the continued hearings on the following zoning applications that were deferred from April 9th, 1970:

L. C. REESE	1517-1519 Enfield Road 1516-1618 Palma Plaza	From "B" Residence To "O" Office NOT Recommended by the Planning Commission
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Councilman Gage moved that the Council permit the withdrawal of this application under the guide line of standard rules and procedures. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

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FRED WONG & JIM WOODMANSEE	2316-2318 Thorton Road	From "A" Residence To "C" Commercial NOT Recommended by the Planning Commission
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Councilman Johnson moved that the Council grant "EB" Residence, subject to the written acceptance of this classification by April 30, 1970. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Present But Not Voting: Councilman Janes

The Mayor announced that the change had been granted to "BB" Residence, subject to written acceptance of this classification by April 30, 1970, and the City Attorney was instructed to draw the necessary ordinance to cover.

#### FINANCIAL ADVISORY SERVICES AND BOND LEGAL COUNSEL

The Council had before it consideration of contracting for financial advisory services and bond legal counsel with regard to \$60,000,000 Utility System Revenue Bonds and \$21,500,000 General Obligation Bonds authorized March 28, 1970.

The Finance Director, MR. NORMAN BARKER, stated the administration recommended a continuation of the existing contract as opposed to a new contract, explaining how a continuation would be of advantage to the City. (FIRST SOUTH-WEST COMPANY OF DALLAS, Fiscal Advisors) and (DUMAS, HUGUENIN AND BOOTHMAN, Legal Counsel, Dallas). The services applied for the bonds voted on March 28th, and would be on the total bond issue. Discussion on the contract wording was held. Councilman Janes moved that the Council authorize the City Manager to redraft and execute the contract. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

#### SPECIAL PERMIT

Mayor LaRue noted a letter from Dr. A. Kleiman's Attorney asking to withdraw his appeal from the decision of the Planning Commission on denial of a special permit. Councilman Price moved that the Council grant his request to withdraw the appeal (Dr. A. Kleiman and Della Griffin appeal). The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

#### HUMAN RELATIONS COMMISSION

The Council recognized DR. JOHN BARCLAY, Chairman of the Human Relations Commission. Dr. Barclay reported three more members were needed on the Human Relation Board - one from each race.

#### INFORMATION TO PRESS

MR. JOHN O'BRIEN asked that the press be provided copies of supporting data along with the agenda. The Mayor asked that the City Clerk make up eight packets of agendas with enclosures for the news media. Councilman Janes suggested that the agenda without supporting data could be mailed to interested

organizations; and if any had a particular interest in the supporting material one could come by the City Hall and secure the data. In this particular, Mr. O'Brien was interested in the Parade Ordinance.

MODEL CITIES APPLICATION  
2:00 P.M.

MR. ANDREWS, City Manager, reported a Model City program had been prepared; the Council finds such program necessary to improve the living conditions in the Model Neighborhood, and a Resolution had been prepared for authorization of submitting this program to the Housing and Urban Development for funding.

MR. DON DILLARD and MR. JIM MILLER, Consultants, along with tremendous help from governmental sources, HUD, State organizations, and others had accomplished a tremendous job in getting this program underway for submission. MR. DON DILLARD summarized the Model City document, and the funding. The supplemental funds of Model City can be used in funding the projects or in matching other federal sources. Other funds will come from local sources -- City, Chamber of Commerce, and other local means -- some in kind and some in cash. He listed the City's responsibility as \$46,600 in administration in kind or in cash. Through Model Cities, the City exercises certain priorities. Administration of the Program was discussed. Also discussed were how the expansion programs of various departments through Model Cities would relate to the present respective operations, and if they would come under the existing departments. The City Manager explained, that there would be no additional levels of government created.

MR. JOHN SHANAHAN, representing the Governor's Office, MR. JERRY MABE, Department of Housing and Urban Development, spoke and answered questions. The Council was assured the individual projects as approved would still come back before the Council; and at that time the Council could modify the requests or approve them. Before a contract is signed, the Council has to approve it.

MR. HUB BECHTOL, Real Estate Board, and representative of property owners, commented he was not in favor of going into this Model City Program as presented, stating the area should be scaled down, and pointing out disadvantages. MR. J. J. SEABROOK, MR. WALTER RICHTOR, Community Council; MR. JOHN CANDELLOS and others spoke, endorsing the Model City Program application. After the Council discussed the many facets of the program presented, Councilman Johnson moved that the Council continue this meeting until 2:00 P.M., Friday, April 24, 1970. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Council recessed until 2:00 P.M., April 24, 1970, to consider submission of Comprehensive City Demonstration Program.

APPROVED: \_\_\_\_\_  
Mayor

ATTESTED: \_\_\_\_\_  
City Clerk